THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.5106 of 2005

Dated : 01.05.2007

Between:

Ravinder Nath Asoorya S/o Brijilal

PETITIONER

And:

Commissioner of Police, Hyderabad and others.

… **RESPONDENTS**

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.5106 of 2005

ORDER:

Petitioner seeks a Writ of Mandamus declaring the action of the third respondent-Station House Officer, Moghulpura police station in harassing and threatening the petitioner and his family members at the behest of respondents 4 and 5 is illegal and to direct respondents 1 and 2 to take appropriate action against the third respondent pursuant to the complaint of the petitioner dated 10.03.2005.

Counter has been filed by the third respondent stating that there are certain money transactions between the petitioner and respondents
4 and 5 and a case in C.C.No.298 of 2004 is also pending against the petitioner under Section 138 of the Negotiable Instruments Act, and O.S.No.4315 of 2004 is pending on the file of the City Civil Court, Hyderabad, that the third respondent never threatened or pressurized the petitioner with regard to the said disputes pending between the petitioner and respondents 4 and 5, as alleged in the affidavit filed in support of this writ petition, and that the police never visited the house

of the petitioner. The third respondent also denied all the allegations made against him.

In view of the aforesaid disputed questions of fact, the first respondent is hereby directed to consider and dispose of the complaint of the petitioner, dated 10.03.2005, in accordance with law, if no action is already taken.

With the above direction, the writ petition is disposed of. There shall be no order as to costs.

sh 01.05.2007